

Public
Key Decision - No

HUNTINGDONSHIRE DISTRICT COUNCIL

Title/Subject Matter: Infrastructure Funding Statement

Meeting/Date: Cabinet – 12th December 2022

Executive Portfolio: Executive Councillor for Planning

Report by: Chief Planning Officer

Ward(s) affected: All or list individual Ward(s)

Executive Summary:

Huntingdonshire District Council (HDC) has been a Community Infrastructure Levy (CIL) charging authority since May 2012. Under the CIL Regulations 2010 (as amended), a CIL contribution receiving authority, such as HDC, is required to publish an annual Infrastructure Funding Statement (IFS) covering the previous financial year by no later than 31st December including:

- A statement on the infrastructure projects or types of infrastructure which the Council intends will be, or may be, wholly or partly funded by CIL
- A report about CIL on matters specified in the regulations
- A report about planning obligations specified in the regulations

The IFS in this report covers the period 1st April 2021 to 31st March 2022 and provides detail on how the Council is delivering the Council's Corporate Plan (as of March 22) and Local Plan to 2036 with particular regard to infrastructure to enable growth. Members are requested to approve the Infrastructure Funding Statement as set out at appendix 1.

Recommendation(s):

The Cabinet is

RECOMMENDED

- a) To approve the statement on the infrastructure projects or types of infrastructure which the Council intends will be, or may be, wholly or partly funded by CIL stated at para 2.5 in the Infrastructure Funding Statement; and
- b) Delegate authority to the Executive Councillor for Strategic Planning in consultation with the Chief Planning Officer, to make any final amendments to the IFS, if necessary, prior to publication.

1. PURPOSE OF THE REPORT

- 1.1 The purpose of the report is to seek endorsement of the Infrastructure Funding Statement (IFS) 2021/22 and the update on the infrastructure delivery during this time (to March 22). The statement also sets out projects that will or may be, wholly or partly, funded by Community Infrastructure Levy (CIL).

2. WHY IS THIS REPORT NECESSARY/BACKGROUND

- 2.1 Huntingdonshire District Council has been a CIL Charging Authority since May 2012. The system provides a framework to fund new infrastructure to unlock land for growth, enabling the delivery of the Huntingdonshire Local Plan 2036.
- 2.2 The Community Infrastructure Levy (Amendment) (England) (No.2) Regulations 2019 introduced the legal requirement to publish an annual Infrastructure Funding Statement (IFS). The IFS must include:
- The Infrastructure List – a statement of the infrastructure projects or types of infrastructure which the charging authority will be, or may be, wholly or partly funded by CIL (other than CIL to which regulation 59E or 59F applies);
 - A CIL report setting out required details on income and expenditure in relation to the previous financial year; and
 - A S106 report in relation to planning obligations (S106 agreement obligations) for the previous financial year.
- 2.3 CIL governance outlining how CIL could be spent and the process for bidding and approving funding of infrastructure projects from the CIL receipts, as shown in the IFS, was originally agreed in October 2012 and subsequently updated in December 2015 working with the then Huntingdonshire Growth & Infrastructure (HG & I) group, which made recommendations to Cabinet. The current governance was approved by Cabinet in October 2020.
- 2.4 This annual IFS covers the financial year 1st April 2021 – 31st March 2022. The regulations require the final document to be published on the Council's website by 31st December 2022.
- 2.5 The IFS provides an opportunity to outline not only what funding has been received to support the delivery of infrastructure. It also enables the Council to provide information on infrastructure being delivered directly by developers, in accordance with S106 legal agreements. Where appropriate, infrastructure will be provided directly, in accordance with agreed specifications, to reduce the burden of cost on all and risk to the Council.

3. ANALYSIS

- 3.1 The annual Infrastructure Funding Statement 2021/22 is shown at Appendix 1. It is split into sections to cover the regulatory requirements as outlined above.
- 3.2 The statement includes reports outlining information relating to CIL and S106 planning obligations that have been approved, had monies received, funding allocated to infrastructure projects and funding spent during the financial year April 2021 – March 2022.
- 3.3 The infrastructure list at para 2.5 in the IFS, notes projects which CIL receipts could be used to fund, in line with current governance arrangements.

4. COMMENTS OF OVERVIEW & SCRUTINY

- 4.1 The comments of the relevant Overview and Scrutiny Panel will be included in this section prior to its consideration by the Cabinet.

5. WHAT ACTIONS WILL BE TAKEN/TIMETABLE FOR IMPLEMENTATION

- 5.1 Following approval by Cabinet, the Infrastructure Funding Statement 2021/22 will be published on the Council's website by 31st December 2022 in line with the requirements under Regulation 121A of the Community Infrastructure Levy Regulations 2010 (as amended).

6. LINK TO THE CORPORATE PLAN, STRATEGIC PRIORITIES AND/OR CORPORATE OBJECTIVES

[\(See Corporate Plan\)](#)

- 6.1 The IFS helps to show how several of the Council's priorities for 2018 - 2022 have and are being delivered, but specifically:
 - Support development of infrastructure to enable growth; and
 - Improve the supply of new and affordable housing, jobs, and community facilities to meet current and future need.
- 6.2 It will also support the strategic priority to:
 - Create, protect and enhance our safe clean built and green environment.

7. LEGAL IMPLICATIONS

- 7.1 Regulation 121A requires that no later than 31st December in each calendar year, an annual Infrastructure Funding Statement must be published covering the previous financial year. This report addresses this requirement.

- 7.2 Section 216 (2) of the Planning Act 2008 as amended by Regulation 63 of the Community Infrastructure Regulations 2010 (as amended) states that infrastructure ‘includes [and is therefore not limited to]:
- (a) roads and other transport facilities,
 - (b) flood defences,
 - (c) schools and other educational facilities,
 - (d) medical facilities,
 - (e) sporting and recreational facilities,
 - (f) open spaces.
- 7.3 The levy may not currently be used to fund affordable housing.

8. RESOURCE IMPLICATIONS

- 8.1 Staff resource is required to fulfil this regulatory requirement. This is funded through the administration costs permitted from the CIL receipts.

9. HEALTH IMPLICATIONS

- 9.1 The use of CIL receipts and S106 planning obligations to deliver infrastructure to support growth within the District will, in many instances, have a positive impact on the health and wellbeing of residents and business employees.

10. ENVIRONMENT AND CLIMATE CHANGE IMPLICATIONS

- 10.1 The use of CIL receipts and S106 planning obligations to deliver infrastructure to support growth within the District will, in many instances, have a positive impact on the environment and climate change, such as where strategic green space is provided or funding has supported projects such as cycling infrastructure to encourage a modal shift to active travel options.

11. REASONS FOR THE RECOMMENDED DECISIONS

- 11.1 The approval of the Infrastructure Funding Statement, subject to final amendments under delegated authority, enables the Council as a CIL Charging Authority to meet its statutory duty to publish an annual IFS by the 31st December.
- 11.2 The statement provides clear and transparent reporting of the CIL and S106 receipts and allocations and the infrastructure being delivered to support the needs of growth.

12. LIST OF APPENDICES INCLUDED

Appendix 1 - Huntingdonshire Infrastructure Funding Statement 2021/22

13. BACKGROUND PAPERS

Section 216 of [Planning Act 2008](#)
[Huntingdonshire Infrastructure Delivery Plan](#)
[Huntingdonshire Infrastructure Delivery Plan - Infrastructure Schedule June 2017](#)
[Huntingdonshire Infrastructure Delivery Plan Addendum November 2017](#)
[CIL Governance](#) October 2020

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